

Virginia Board of Nursing

Discipline Issues: Indefinite Suspension Reinstatement following Mandatory Suspension

Indefinite Suspension

- When the Board of Nursing determines it is appropriate to indefinitely suspend a license to practice based upon impairment due to chemical dependency issues, without an option of staying the suspension based upon entry into and compliance with the Health Practitioner Monitoring Program, the Board will routinely consider imposing a "not less than 2 year" minimum timeframe on the suspension, before allowing the licensee to apply for reinstatement. Factors to be considered on whether to impose this minimum timeframe shall include a demonstrated period of sobriety and evidence of chemical dependency treatment.
- Indefinite suspensions due to mental health impairments or practice issues may, but will not routinely, include a minimum timeframe.

Reinstatement following Mandatory Suspension

- When the Board of Nursing considers approving a reinstatement application at a formal hearing held pursuant to § 54.1-2409 of the Code of Virginia, following mandatory suspension of a license, certificate or registration based upon a felony conviction, the Board will consistently issue a Reprimand for the underlying conduct/felony conviction(s) which formed the basis of the mandatory suspension ordered by the Director of the Department of Health Professions.